

Applic. No.: 10/626,944
Amtd. Dated August 30, 2005
Reply to Office action of January 18, 2005

REMARKS/ARGUMENTS

Reconsideration of the application is requested.

Claims 1-4, 6-7, and 10-11 remain in the application. Claims 1 and 6 have been amended. Claims 5, 8-9, and 12-14 have been cancelled.

In deference to the requirement in the second paragraph on page 2 of the above-identified Office action, an Information Disclosure Statement including a clean PTO-1449 together with a concise explanation of the relevance is enclosed.

Consideration of the references listed is, therefore, requested.

The Examiner has stated in the Advisory action that a clean PTO-1449 was not provided and that Applicants provided a copy of the parent's signed and initialed PTO-1449. However, according to Applicants' record and also the Image File Wrapper found in the private PAIR system, a clean PTO-1449 form was submitted.

In deference to the requirement in the last paragraph on page 2 of the above-identified Office action, claim 6 has been amended to recite "100 kHz and above," which is clearly supported by the specification.

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The Examiner has stated in the second paragraph on page 3 of the above-identified Office action that the amendment filed April 18, 2005 introduces new matter into the disclosure.

In order to facilitate the prosecution, the following disclosure has been deleted from the specification:

"The shield may comprise, by weight, 5 parts cement, 5 parts water, and 100 parts grains. Hence the shield may have at least 80% grain density, and preferably about 90-95% grain density."

In the third paragraph on page 3 of the above-identified Office action, claims 5 and 12-14 have been rejected under 35 U.S.C. § 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Claims 5 and 12-14 have been cancelled.

In deference to the requirement in the first paragraph on page 4 of the above-identified Office action, the phrase "and greater than domains of the grains" in claim 1 has been deleted.

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In the second paragraph on page 4 of the above-identified Office action, claims 5 and 12-14 have been rejected as being indefinite under 35 U.S.C. § 112, second paragraph.

Claims 5 and 12-14 have been cancelled.

Applicants acknowledge the Examiner's statement in the fifth paragraph on page 4 of the above-mentioned Office action that claim 1 would be allowable if rewritten to overcome the objection set forth in this Office action. Claim 1 has been amended to overcome the objection set forth in this Office action as discussed above.

Applicants also acknowledge the Examiner's statement in the sixth paragraph on page 4 of the above-mentioned Office action that claims 2-4, 6-7, and 10-11 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Since claim 1 is believed to be now allowable as discussed above and claims 2-4, 6-7, and 10-11 are dependent on claim 1, they are believed to be allowable in dependent form.

In view of the foregoing, reconsideration and allowance of claims 1-4, 6-7, and 10-11 are solicited.

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In the event the Examiner should still find any of the claims to be unpatentable, counsel would appreciate a telephone call so that, if possible, patentable language can be worked out.

In the alternative, the entry of the amendment is requested as it is believed to place the application in better condition for appeal, without requiring extension of the field of search.

If an extension of time for this paper is required, petition for extension is herewith made. Please charge any fees which might be due with respect to 37 CFR Sections 1.16 and 1.17 to the Deposit Account of Lerner and Greenberg, P.A., No. 12-1099.

Respectfully submitted,

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